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**TRANSMITTAL
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/403,880	
	Filing Date	January 28, 2000	
	First Named Inventor	Klaus Pfeffer	
	Group Art Unit	1655	
	Examiner Name	Einsmann, J.	
Total Number Of Pages In This Submission	37	Attorney Docket No.	20239-0708-US

ENCLOSURES (check all that apply)

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SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual Name	Bingham McCutchen LLP Susan Hubl Patent Agent Reg. No. 47,668
Signature	<i>Susan Hubl</i>
Date	January 6, 2003

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	NAME	FAX	PHONE
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FROM Susan Hubl, Ph.D. (415) 393-2286 (415) 393-2654
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PAGES (INCLUDING THIS COVER PAGE): ~~36~~ 37

RE USSN: 09/403,690
Attorney Docket: 20239-0706-US
Client Docket: BN 25 PCT-US

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Message:

Amendment/Response

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Thanks again for your call, much
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- Susan Hubl

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Susan Hubl
Susan Hubl, Ph.D., Patent Agent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Pfeffer

Assignee: Bavarian Nordic GmbH

Filing Date: January 26, 2000

Examiner: Einsmann, J.

Serial No.: 09/403,690

Group Art Unit: 1655

Title: TaqMan™-PCR for Detection of Pathogenic E. Coli Strains

Commissioner for Patents
Washington, D.C. 20231

AMENDMENT/RESPONSE

Sir:

Responsive to the Office Action of June 4, 2002 ("Office Action") in the above-identified patent application, and the Examiner's Interview with Antoinette Konski of Bingham McCutchen on August 15, 2002, Applicant respectfully requests reconsideration of the above-identified application in view of the following amendments and remarks.

An RCE was filed in this case on November 1, 2002, accompanied by an IDS. Accordingly this response is timely filed. Applicant's agent gratefully acknowledges the Examiner's phone call of this week regarding ETA of this amendment.

AMENDMENTS IN THE CLAIMS

Please CANCEL claim 25.

Please AMEND claims 21, 22, 24, 26, 29, 30, 31, 33, 34, 36, 38, and 40 to recite as follows.

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